

Regular Session, 2009

HOUSE BILL NO. 277

BY REPRESENTATIVE RITCHIE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

SANITARIANS: Revises provisions relative to sanitarians

1 AN ACT

2 To amend and reenact R.S. 37:2102, 2104, 2110, and 2111, relative to sanitarians; to provide
3 for the correction of the name of a referenced state agency; to provide for an increase
4 in the maximum compensation a member of the Louisiana State Board of Examiners
5 for Sanitarians may receive; to provide for the correction of statutory citations; to
6 provide for clarification of the board's authority to issue sanitarian trainee permits;
7 to provide for the revision of the qualifications of applicants seeking to become
8 sanitarians; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 37:2102, 2104, 2110, and 2111 are hereby amended and reenacted
11 to read as follows:

12 §2102. Board of Examiners; creation; domicile; membership; terms of office

13 The Louisiana State Board of Examiners for Sanitarians is hereby created
14 within the Department of Health and Hospitals and is subject to the provisions of
15 R.S. 36:803. Its domicile shall be in the city of New Orleans, Louisiana. The board
16 shall consist of seven members, three of whom shall be respectively the dean of the
17 College of Arts and Sciences of Louisiana State University and Agricultural and
18 Mechanical College; the dean of the College of Arts and Sciences of Tulane
19 University of Louisiana; and the assistant secretary, ~~Office of Public Health Services~~
20 ~~and Environmental Quality~~ office of public health of the Department of Health and

Hospitals; and four of whom shall be duly recognized practicing sanitarians appointed by the governor.

The four sanitarians of the original board shall be appointed to terms beginning with the effective date of this Chapter, as follows: one member for one year, one member for two years, one member for three years, and one member for four years. Thereafter each sanitarian appointed to the board shall be appointed and serve for a term of four years.

* * *

§2104. Organization of board, seal, administration of oaths, meetings, quorum, compensation

The board of examiners shall annually elect one of its members as chairman, another as vice chairman and one of its members as secretary, and it is authorized to select such other officers and employees, and adopt such rules which shall have the force and effect of law, as may be necessary for the efficient operation of the board.

The board of examiners shall have an official seal and each member shall be empowered to administer oaths in the taking of testimony upon any matters pertaining to the functions of the board. The board of examiners shall meet annually on a date to be fixed by the board in its rules and bylaws and at such other times as may be deemed necessary by the chairman of the board for the efficient handling of business matters. Four members shall constitute a quorum for the purpose of transacting business. Each member of the board of examiners shall receive as compensation for his services a maximum fee of ~~forty~~ one hundred dollars per day when the board is in session, and in addition thereto his actual and necessary travel expenses. Membership on the board of a public employee shall not constitute dual office holding within the meaning of R.S. ~~14:137~~ 42:61, et seq., or any other statute prohibiting dual office holding.

* * *

1 §2110. Sanitarian trainees; permits

2 The board is authorized to issue sanitarian trainee permits to ~~sanitarian~~
3 ~~trainees, provided such applicants who have met the minimum educational~~
4 ~~requirements of R.S. 37:2111 but who either do not possess the required year of~~
5 ~~experience and training in environmental sanitation or environmental health or has~~
6 ~~not yet passed the written and oral examinations before the board. Such permits~~
7 shall not be issued for a period in excess of two years, and provided, further, the
8 board may by rule require sanitarian trainees to work only under the supervision and
9 direction of licensed sanitarians. ~~Sanitarian trainees who submit satisfactory proof~~
10 ~~to the board that they have been working as such in the state of Louisiana, and are~~
11 ~~deemed qualified by the board shall, if they apply for permits prior to January 15,~~
12 ~~1955, be issued permits without the payment of permit fees.~~

13 §2111. Qualifications of applicants

14 ~~On January 15, 1959, and thereafter, a~~ A person aspiring to become a
15 licensed sanitarian in the state of Louisiana shall be a graduate of a an accredited
16 college or university ~~course in sanitation at a recognized school~~ with a bachelor's
17 degree and concentration of courses in environmental sanitation or the general area
18 of environmental health. In lieu thereof, a person ~~may have a~~ aspiring to become a
19 licensed sanitarian shall be a graduate of an accredited college or university with a
20 bachelor's degree which includes at least thirty semester hours, or the equivalent, of
21 courses in basic studies in the physical; and biological; sciences, with a minimum of
22 six hours in the physical sciences and a minimum of ten hours in the biological
23 sciences. Prior to being issued a license as a sanitarian, all sanitarian trainees shall
24 have completed ~~and socio-economic sciences, plus~~ a minimum of one year of field
25 experience, which shall include the successful completion of a board approved
26 training course in environmental sanitation or environmental health. The board may,
27 by rule, specify the particular types of physical and biological science courses which
28 will be deemed acceptable to fulfill the educational requirements of this Section.
29 The board of examiners shall be vested with the authority to designate in detail the

1 types and length of the required training in environmental sanitation or
2 environmental health and the types of experience necessary. ~~When the above~~
3 ~~requirements become effective, they shall not be retroactive for those who have been~~
4 ~~licensed by the board as sanitarians or have been granted permits to work as~~
5 ~~sanitarian trainees and who obtained their licenses or permits prior to January 15,~~
6 ~~1955, as provided elsewhere in this Chapter.~~

7 Section 2. This Act shall become effective upon signature by the governor or, if not
8 signed by the governor, upon expiration of the time for bills to become law without signature
9 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
10 vetoed by the governor and subsequently approved by the legislature, this Act shall become
11 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Ritchie

HB No. 277

Abstract: Revises certain laws relative to sanitarians.

Present law provides for one member of the La. State Board of Examiners for Sanitarians appointed from the Office of Health Services and Environmental Quality of the Department of Health and Hospitals.

Proposed law changes the reference in present law from the Office of Health Services and Environmental Quality to the office of public health.

Present law provides that each member of the board receives a maximum fee of \$40 per day when the board is in session.

Proposed law increases the maximum allowable fee per day to \$100.

Present law prohibits dual office holding as defined in R.S. 14:137.

Proposed law removes the repealed citation in present law and replaces it with present law (R.S. 42:61) which currently governs dual office holding and dual employment.

Present law authorizes the issuance of permits to sanitarian trainees for a limited period not to exceed two years.

Proposed law further authorizes the board to issue sanitarian trainee permits to applicants who have met the minimum educational requirements of present law but either do not possess the required year of experience and training in environmental sanitation or environmental health or has not yet passed the board required written and oral examinations.

Present law waives the permit fee for a qualified sanitarian trainee working in La. who applies for such permit prior to Jan. 15, 1955.

Proposed law repeals this provision.

Present law provides that on Jan. 15, 1959, and thereafter, a person aspiring to become a sanitarian in the state must be a graduate of a course in sanitation at a recognized school. In lieu thereof, a person may have a degree which includes basic studies in the physical, biological, and socio-economic sciences, plus a minimum of one year of field experience, which shall include the successful completion of a training course in sanitation.

Proposed law removes the Jan. 15, 1959, date from present law. It also specifies that a person aspiring to become a licensed sanitarian in this state shall be a graduate of an accredited college or university with a bachelor's degree and concentration of courses in environmental sanitation or the general area of environmental health. If a person does not possess the specified degree, he must be a graduate of an accredited college or university with a bachelor's degree which includes at least 30 semester hours, or the equivalent, of courses in physical and biological sciences, with a minimum of six hours in the physical sciences and a minimum of 10 hours in the biological sciences. As a prerequisite to being issued a license as a sanitarian, all sanitarian trainees must have completed a minimum of one year of field experience, which includes the successful completion of a board approved training course in environmental sanitation or environmental health.

Proposed law authorizes the board to specify by rule the particular types of physical and biological science courses which will be deemed acceptable to fulfill the educational requirements to become a licensed sanitarian.

Present law authorizes the board of examiners to designate in detail the types and length of the required training in sanitation and the types of experience necessary.

Proposed law changes present law by specifying that the types of required training are environmental sanitation or environmental health.

Present law provides that the provisions relative to the qualifications for applicants are retroactive for those who have been licensed by the board as sanitarians or have been granted permits to work as sanitarian trainees and who obtained their licenses or permits prior to Jan. 15, 1955.

Proposed law repeals this provision.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 37:2102, 2104, 2110, and 2111)